



Tarryn Mento <tmento@kpbs.org>

Local analysis of RIPA data

Media Relations <MediaRelations@sdsheriff.org>

Fri, Dec 21, 2018 at 4:03 PM

To: Tarryn Mento <tmento@kpbs.org>

Tarryn,

You can attribute the answers to these questions to a Sheriff's Spokesperson:

Does the department intend to produce its own analysis of its data collected under the RIPA law? If so, when and how do you anticipate releasing that report and what information do you expect it to contain?

Yes, the Sheriff's Department intends to release its own analysis of the RIPA data. This analysis will be released on an annual basis sometime following the provision of data to the Cal-DOJ. The Department has not conducted an analysis of the data, nor have we determined what format the analysis will take.

Also, I received documents in the past that show the sheriff's department intends to charge for PRA requests for RIPA data. Is that still your policy?

The Sheriff's Department provides CPRA requestors with the data, free of charge, if it has already been extracted and released to Cal-DOJ. Pursuant to California Government Code section 6253.9(b), "the requester shall bear the cost of producing a copy of the record, including the cost to construct a record, and the cost of programming and computer services necessary to produce a copy of the record when... the public agency would be required to produce a copy of an electronic record and the record is one that is produced only at otherwise regularly scheduled intervals." An agency may charge the costs incurred, including the hourly salary and benefits of the employee who reviews and redacts the data. *National Lawyers Guild, San Francisco Bay Area Chapter v. City of Hayward* (2018) 27 Cal.App.5th 937, 952. The Sheriff's Department provides the data to the Cal-DOJ on regularly scheduled intervals. Pursuant to the CPRA regulations, the Sheriff's Department intends to charge CPRA requestors for RIPA data that has not yet been extracted because the request is made prior to a regularly scheduled interval, and will create an additional burden on Department resources.

Do you intent to release the raw data prior to the deadline to upload it to the state?

The Sheriff's Department has no intention of releasing raw data prior to the submission to Cal-DOJ. Persons requiring raw data prior to public release by the Department will be required to submit a public records request and payment of the costs of redaction in order to receive the data prior to the submission to Cal-DOJ.

Thanks,

Sheriff's Media Relations

From: Media Relations

Sent: Thursday, December 20, 2018 2:14 PM

To: 'Tarryn Mento'

Subject: RE: Local analysis of RIPA data

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